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* * * * * *UNITED STATES DISTRICT COURT* * * * * *

NORTHERN DISTRICT OF *NEW YORK*

PARTIAL JUDGMENT IN A CIVIL CASE

DOCKET NO: 1:03-cv-951 (RFT)

UNITED STATES OF AMERICA

Plaintiff,

TIMMONS CORPORATION, et al.,

Defendant(s).

_____ **JURY VERDICT.** This action came before the Court for a trial by jury. The issues have been tried and the jury has rendered its verdict.

_____ **XX** **DECISION by COURT.** This action came to trial or hearing before the Court. The issues have been tried and a decision has been rendered.

IT IS ORDERED AND ADJUDGED that the Defendant's Motion for Summary Judgment is GRANTED. ORDERED that the Defendants pay costs and interest totaling \$1,246,399.99. ORDERED that a declaratory judgment be entered for the Plaintiff, all in accordance with the Memorandum Decision and Order signed by the Hon. Randolph F. Treece, US Magistrate Judge on 2/8/06.

DATE: February 8, 2006

LAWRENCE K. BAERMAN

CLERK OF THE COURT

s/Britney Norton

By: _____

DEPUTY CLERK